GPN-J.332-ARCHB-8.94-1310500-ALA4 Spl-H.C.A.S.C.D.79e

FARAD CONTINUATION SHEET No.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE
WRIT PETITION NO. 9853 OF 2004

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.)

Court's or Judge's orders

None present for Petitioner.

Mr. Suershkumar with Mr. S. Kamble for Respondent.

CORAM : F.I. REBELLO &
S.P. KUKDAY,JJ.
DATED : FEBRUARY 07, 2005
P.C.

. The Railway Claims Tribunal by order dated 10.8.2004 rejected the claim of the Petitioner on the ground that accident had not taken place within the meaning of Section 120(c) of the Act. Against the order of the tribunal, appeal lies under Section 23 of the Railway Claims Tribunals Act, 1987. Considering that, petitioners have alternate remedy and hence, this petition would not be maintainable. Hence,

dismissed as not maintainable.

(F.I.REBELLO,J.)

(S.P.KUKDAY,J.)